

Serial No. 09/289,208

-5-

Art Unit: 1771

Claim 9 recites a protective fabric substrate comprising a plurality of warp yarns densely interwoven with a plurality of fill yarns and a layer of epoxy resin applied to the substrate. The Examiner rejected claim 9 over Harpell et al. '280 in view of Harpell et al. '012. The Examiner contends that Harpell et al. '012 describes coated fibers including an epoxy resin. Applicant respectfully traverses the Examiner's rejection. As described above, Harpell et al. '280 does not disclose or suggest a fabric substrate including a plurality of warp yarns "densely" interwoven with a plurality of fill yarns. Harpell et al. '012 does not make up for such deficiencies. For these reasons, claim 9 is allowable.

Claims 1-9 also were rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-3 of U.S. Patent No. 5,837,823. Accordingly, Applicant will file a terminal disclaimer over the '623 patent.

Based on the foregoing, the present application is now in condition for allowance. A notice to that effect is respectfully requested. The Examiner is invited to call

Serial No. 09/289,208

-8-

Art Unit: 1771

Applicant's attorney at the number listed below to further the prosecution of this application in any respect.

Respectfully submitted,

Randy J. Pritzker, Reg. No. 35,986
WOLF, GREENFIELD & SACKS, P.C.
600 Atlantic Avenue
Boston, MA, 02210
(617) 720-3500
Attorney for Applicant(s)

ATTORNEY DOCKET NO.: W0490/7007 RJP

Dated:

XSeptember 14, 2001